

# SENATE JOURNAL

## OF THE

# IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-THIRD LEGISLATURE

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**SIXTY-FIFTH LEGISLATIVE DAY  
TUESDAY, MARCH 15, 2016**

Senate Chamber

President Pro Tempore Hill called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senators Den Hartog, Lakey, Lee, Lodge, and McKenzie, absent and excused.

Prayer was offered by Father John Worster.

The Pledge of Allegiance was led by Jaymond Richardson, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 14, 2016, was read and approved as corrected.

LODGE, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

March 15, 2016

The JUDICIARY AND RULES Committee reports that [SCR 152](#) and [S 1404](#) have been correctly printed.

LODGE, Chairman

[SCR 152](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1404](#) was referred to the State Affairs Committee.

March 14, 2016

The EDUCATION Committee reports out [H 537](#), [H 560](#), and [HCR 50](#) with the recommendation that they do pass.

MORTIMER, Chairman

[H 537](#) and [H 560](#) were filed for second reading.

[HCR 50](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

### Messages from the Governor

March 14, 2016

The Honorable Brad Little  
President of the Senate  
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that Grant A. Brackebusch of Silverton, Idaho, was appointed as a member of the Idaho Lottery Commission to serve a term commencing March 11, 2016, and expiring January 1, 2021.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*  
/s/ C.L. "Butch" Otter  
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

The Senate advanced to the Ninth Order of Business.

### Messages from the House

President Little assumed the Chair.

March 14, 2016

Dear Mr. President:

I transmit herewith [H 570](#), [H 571](#), [H 557](#), [H 573](#), [H 569](#), [H 487](#), [H 587](#), [H 588](#), [H 589](#), [H 595](#), and [HJR 5](#), which have passed the House.

TAYLOR, Acting Chief Clerk

[H 570](#), [H 571](#), [H 557](#), [H 573](#), [H 569](#), [H 487](#), [H 587](#), [H 588](#), [H 589](#), [H 595](#), and [HJR 5](#) were filed for first reading.

March 14, 2016

Dear Mr. President:

I return herewith [S 1318](#), [S 1212](#), [S 1238](#), [S 1239](#), [S 1269](#), and [S 1260](#), as amended, which have passed the House.

TAYLOR, Acting Chief Clerk

[S 1318](#), [S 1212](#), [S 1238](#), [S 1239](#), [S 1269](#), and [S 1260](#), as amended, were referred to the Judiciary and Rules Committee for enrolling.

March 14, 2016

Dear Mr. President:

I transmit herewith Enrolled [HCR 33](#), [H 459](#), [H 463](#), [H 476](#), [H 355](#), [H 473](#), [H 381](#), [H 471](#), [H 472](#), [H 332](#), [H 333](#), and [H 334](#) for the signature of the President.

TAYLOR, Acting Chief Clerk

The President signed Enrolled [HCR 33](#), [H 459](#), [H 463](#), [H 476](#), [H 355](#), [H 473](#), [H 381](#), [H 471](#), [H 472](#), [H 332](#), [H 333](#), and [H 334](#) and ordered them returned to the House.

Senator Lee was recorded present at this order of business.

The Senate advanced to the Tenth Order of Business.

### **Motions and Resolutions**

On request by Senator Winder, granted by unanimous consent, [HCR 41](#) retained its place on the calendar.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

### **Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials**

Senators McKenzie, Lodge, Den Hartog, and Lakey were recorded present at this order of business.

[H 570](#) and [H 571](#), by Education Committee, were introduced, read the first time at length, and referred to the Education Committee.

[H 557](#), by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

[H 573](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 569](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

[H 487](#), by Business Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 587](#), [H 588](#), and [H 589](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

[H 595](#), by Resources and Conservation Committee, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

[HJR 5](#), by State Affairs Committee, was introduced, read at length, and referred to the State Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

### **Second Reading of Bills**

[H 516](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[H 575](#), [H 576](#), [H 577](#), [H 578](#), and [H 579](#), by Appropriations Committee, were read the second time at length and filed for third reading.

[H 503](#) and [H 521](#), by Judiciary, Rules, and Administration Committee, were read the second time at length and filed for third reading.

[S 1388](#), as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

[H 478](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1389](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[H 566](#) and [H 574](#), by Appropriations Committee, were read the second time at length and filed for third reading.

[S 1398](#), [S 1399](#), [S 1400](#), [S 1401](#), [S 1402](#), and [S 1403](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 508](#) and [H 558](#), by Judiciary, Rules, and Administration Committee, were read the second time at length and filed for third reading.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Tenth Order of Business.

### **Motions and Resolutions**

The President announced that [HCR 41](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Lodge, seconded by Senator Ward-Engelking, [HCR 41](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President announced that the Judiciary and Rules Committee report relative to the Idaho State Bar appointment of Reed W. Larsen was before the Senate for final consideration, the question being, "Shall the report be adopted?"

On motion by Senator Lacey, seconded by Senator Guthrie, the Idaho State Bar appointment of Reed W. Larsen as a member of the Idaho Judicial Council was confirmed by voice vote.

The President declared the report adopted and directed the Secretary of the Senate to prepare a letter of the Idaho State Bar appointment confirmation for his signature, attested to by the Secretary, to be transmitted to the Idaho State Bar and the Governor informing them of the action of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

### **Third Reading of Bills**

On request by Senator Winder, granted by unanimous consent, [H 513](#), as amended, as amended in the Senate, retained its place on the third reading calendar.

[H 389](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Davis arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Schmidt. Total - 1.

Total - 35.

Whereupon the President declared [H 389](#) passed, title was approved, and the bill ordered returned to the House.

[H 495](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Jordan arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Harris. Total - 1.

Total - 35.

Whereupon the President declared [H 495](#) passed, title was approved, and the bill ordered returned to the House.

[H 350](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 350](#) passed, title was approved, and the bill ordered returned to the House.

[H 378](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hagedorn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 378](#) passed, title was approved, and the bill ordered returned to the House.

[H 509](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bayer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 509](#) passed, title was approved, and the bill ordered returned to the House.

[H 528](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Jordan arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 528](#) passed, title was approved, and the bill ordered returned to the House.

[H 515](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Johnson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 515](#) passed, title was approved, and the bill ordered returned to the House.

[H 469](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 469](#) passed, title was approved, and the bill ordered returned to the House.

[H 524](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Rice arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Patrick, Rice, Schmidt, Souza, Stennett, Vick, Ward-Engelking, Winder. Total - 31.

NAYS—Bair, Nuxoll, Siddoway, Thayn. Total - 4.

Total - 35.

Whereupon the President declared [H 524](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Winder, granted by unanimous consent, the Senate returned to the Tenth Order of Business.

### Motions and Resolutions

At this time Senator Winder arose on a point of personal privilege to announce that a distinguished visitor had arrived, and the President appointed Senator Thayn, Chairman, and Senators Souza and Jordan to escort the Consul General of Canada, James Hill, into the Senate Chamber where he addressed the members of the Senate.

The President thanked Consul General Hill for his remarks and Senators Thayn, Souza and Jordan escorted the Consul from the Chamber, and the Committee was discharged.

On request by Senator Winder, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

### Third Reading of Bills

[H 356](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 356](#), as amended, passed, title was approved, and the bill ordered returned to the House.

[H 526](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Mortimer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 35.

Whereupon the President declared [H 526](#) passed, title was approved, and the bill ordered returned to the House.

[H 511](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senators Lacey and Mortimer disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Bayer, Buckner-Webb, Burgoyne, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Lakey, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Siddoway, Souza, Stennett, Thayn, Vick. Total - 20.

NAYS—Anthon, Bair, Brackett, Davis, Hill, Johnson, Jordan, Keough, Lacey, Lee, Lodge, Martin, Schmidt, Ward-Engelking. Total - 14.

Absent and excused—Winder. Total - 1.

Total - 35.

Whereupon the President declared [H 511](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Fourth Order of Business.

### Reading of Communications

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate recessed at 12:15 p.m. until the hour of 3 p.m. of this day.

### RECESS AFTERNOON SESSION

The Senate reconvened at 3 p.m., pursuant to recess, President Little presiding.

Roll call showed all members present except Senator Buckner-Webb, absent and formally excused by the Chair; and Senators Anthon, Bair, Den Hartog, Lodge, Mortimer, Nonini, Patrick, Siddoway, Souza, Thayn, and Ward-Engelking, absent and excused.

Prior to recess the Senate was at the Fourth Order of Business, Reading of Communications.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

March 15, 2016

The JUDICIARY AND RULES Committee reports that [S 1318](#), [S 1212](#), [S 1238](#), [S 1239](#), [S 1269](#), and [S 1260](#), as amended, have been correctly enrolled.

LODGE, Chairman

The President signed Enrolled [S 1318](#), [S 1212](#), [S 1238](#), [S 1239](#), [S 1269](#), and [S 1260](#), as amended, and ordered them transmitted to the House for the signature of the Speaker.

March 15, 2016

The FINANCE Committee reports out [H 587](#), [H 588](#), and [H 589](#) with the recommendation that they do pass.

KEOUGH, Chairman

[H 587](#), [H 588](#), and [H 589](#) were filed for second reading.

March 15, 2016

The TRANSPORTATION Committee reports out [H 536](#) and [H 553](#) with the recommendation that they do pass.

BRACKETT, Chairman



[H 536](#) and [H 553](#) were filed for second reading.

March 15, 2016

The COMMERCE AND HUMAN RESOURCES Committee reports out [H 554](#) with the recommendation that it do pass.

PATRICK, Chairman

[H 554](#) was filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading, and Reference of Bills,  
House Petitions, Resolutions, and Memorials**

**S 1405**

**BY FINANCE COMMITTEE**

AN ACT

APPROPRIATING MONEYS TO THE COMMISSION FOR PARDONS AND PAROLE FOR FISCAL YEAR 2017; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

**S 1406**

**BY FINANCE COMMITTEE**

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR THE IDAHO STATE CAPITOL COMMISSION FOR FISCAL YEAR 2017; MAKING A CASH TRANSFER; PROVIDING REAPPROPRIATION AUTHORITY FOR DEDICATED FUNDS; AND PROVIDING LEGISLATIVE INTENT.

**S 1407**

**BY FINANCE COMMITTEE**

AN ACT

APPROPRIATING MONEYS TO THE IDAHO STATE HISTORICAL SOCIETY FOR FISCAL YEAR 2017; APPROPRIATING ADDITIONAL MONEYS TO THE IDAHO STATE HISTORICAL SOCIETY FOR FISCAL YEAR 2017 THROUGH FISCAL YEAR 2018; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

**S 1408**

**BY FINANCE COMMITTEE**

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR THE BOND PAYMENT PROGRAM FOR FISCAL YEAR 2017.

**S 1409**

**BY FINANCE COMMITTEE**

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2017; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

**S 1410**

**BY FINANCE COMMITTEE**

AN ACT

RELATING TO APPROPRIATIONS, DISTRIBUTIONS AND TRANSFERS OF IDAHO MILLENNIUM FUNDS; APPROPRIATING MONEYS TO THE STATE TREASURER

FOR DISTRIBUTION TO THE AMERICAN LUNG ASSOCIATION OF IDAHO FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE IDAHO ASSOCIATION OF COUNTIES FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE PEER WELLNESS CENTER FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE CANYON COUNTY COMMUNITY CLINIC FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO RECOVERY IDAHO FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE SOJOURNERS' ALLIANCE FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE IDAHO PUBLIC HEALTH DISTRICTS FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE AMERICAN CANCER SOCIETY CANCER ACTION NETWORK FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE IDAHO PREVENTION PROJECT FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE IDAHO YOUTH RANCH FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO JANNUS, INC., FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE SAINT ALPHONSUS REGIONAL MEDICAL CENTER FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE BOYS AND GIRLS CLUB OF IDAHO FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE IDAHO DEPARTMENT OF JUVENILE CORRECTIONS FOR THE YOUTH PREVENTION AND CESSATION PROGRAMS FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE IDAHO STATE POLICE FOR TOBACCO PERMITTEE COMPLIANCE INSPECTIONS FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE IDAHO DEPARTMENT OF CORRECTION FOR THE COMMUNITY-BASED SUBSTANCE ABUSE TREATMENT SERVICES PROGRAM FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR PROJECT FILTER IN THE PHYSICAL HEALTH SERVICES PROGRAM FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE COMMUNITY COALITIONS OF IDAHO FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE TREASURER FOR DISTRIBUTION TO THE IDAHO ACADEMY OF FAMILY PHYSICIANS FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE BOARD OF EDUCATION FOR LEWIS-CLARK STATE COLLEGE FOR THE FRESH MOUTH CAMPAIGN FOR FISCAL YEAR 2017; APPROPRIATING MONEYS TO THE STATE BOARD OF EDUCATION AND THE BOARD OF REGENTS OF THE UNIVERSITY OF IDAHO FOR AN AWARENESS PROGRAM ON ELECTRONIC DEVICES USED TO INGEST NICOTINE AND THC BY YOUTH FOR FISCAL YEAR 2017; PROVIDING THAT CERTAIN UNEXPENDED AND UNENCUMBERED BALANCE OF MONEYS SHALL REVERT TO THE IDAHO MILLENNIUM INCOME FUND AT THE END OF FISCAL YEAR 2017; AND TRANSFERRING ANY REMAINING UNEXPENDED AND UNENCUMBERED BALANCE OF MONEYS IN THE

IDAHO MILLENNIUM INCOME FUND TO THE IDAHO MILLENNIUM PERMANENT ENDOWMENT FUND AT THE END OF FISCAL YEAR 2017.

**S 1411**

**BY FINANCE COMMITTEE**

**AN ACT**

RELATING TO APPROPRIATIONS FOR THE LEGISLATIVE BRANCH; APPROPRIATING MONEYS TO THE LEGISLATIVE SERVICES OFFICE FOR FISCAL YEAR 2017; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES TO THE LEGISLATIVE SERVICES OFFICE; EXEMPTING APPROPRIATION OBJECT TRANSFER LIMITATIONS FOR THE LEGISLATIVE SERVICES OFFICE; APPROPRIATING MONEYS TO THE OFFICE OF PERFORMANCE EVALUATIONS FOR FISCAL YEAR 2017; AND EXEMPTING APPROPRIATION OBJECT TRANSFER LIMITATIONS FOR THE OFFICE OF PERFORMANCE EVALUATIONS.

**S 1412**

**BY FINANCE COMMITTEE**

**AN ACT**

APPROPRIATING MONEYS TO THE OFFICE OF THE STATE BOARD OF EDUCATION FOR FISCAL YEAR 2017; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING THE UNEXPENDED AND UNENCUMBERED FEDERAL GRANT FUND BALANCE INTO FISCAL YEAR 2017; AND REAPPROPRIATING THE UNEXPENDED AND UNENCUMBERED BALANCE IN THE PUBLIC CHARTER SCHOOL AUTHORIZERS FUND INTO FISCAL YEAR 2017.

**S 1413**

**BY FINANCE COMMITTEE**

**AN ACT**

APPROPRIATING MONEYS TO THE DEPARTMENT OF HEALTH AND WELFARE FOR THE DIVISIONS OF INDEPENDENT COUNCILS, INDIRECT SUPPORT SERVICES, HEALTHCARE POLICY INITIATIVES AND LICENSING AND CERTIFICATION FOR FISCAL YEAR 2017; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING FOR GENERAL FUND TRANSFERS TO THE COOPERATIVE WELFARE FUND; DIRECTING EXPENDITURES FOR TRUSTEE AND BENEFIT PAYMENTS; PROVIDING LEGISLATIVE INTENT FOR PROGRAM INTEGRITY; REQUIRING A REPORT ON THE USE OF VOCA FUNDS; DIRECTING MONTHLY MEDICAID TRACKING REPORTS; REQUIRING BIENNIAL REPORTS FOR THE MEDICAID PROGRAM INTEGRITY UNIT COLLECTIONS; DIRECTING PROGRAM TRANSFER REPORTS; REQUIRING A MONTHLY REPORT ON DEPARTMENT VACANCIES; REPORTING ON IMPLEMENTATION OF THE SHIP GRANT; AND REQUIRING QUARTERLY REPORTS ON FACILITY LICENSING AND CERTIFICATION.

**S 1405, S 1406, S 1407, S 1408, S 1409, S 1410, S 1411, S 1412, and S 1413** were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

Senators Nonini, Thayn, and Patrick were recorded present at this order of business.

The Senate advanced to the Thirteenth Order of Business.

**Third Reading of Bills**

Senators Mortimer, Lodge, Souza, Ward-Engelking, Siddoway, Bair, Anthon, and Den Hartog were recorded present at this order of business.

**H 513**, as amended, as amended in the Senate, having been held, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Brackett arose as sponsor of the bill and reopened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Brackett, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Patrick, Rice, Schmidt, Siddoway, Stennett, Ward-Engelking, Winder. Total - 27.

NAYS—Bayer, Harris, Nonini, Nuxoll, Souza, Thayn, Vick. Total - 7.

Absent and excused—Buckner-Webb. Total - 1.

Total - 35.

Whereupon the President declared **H 513**, as amended, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

**H 512** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Brackett arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 32.

NAYS—Burgoyne, Jordan. Total - 2.

Absent and excused—Buckner-Webb. Total - 1.

Total - 35.

Whereupon the President declared **H 512** passed, title was approved, and the bill ordered returned to the House.

**H 439** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nonini arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Buckner-Webb. Total - 1.

Total - 35.

Whereupon the President declared **H 439** passed, title was approved, and the bill ordered returned to the House.

[H 504](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Buckner-Webb. Total - 1.

Total - 35.

Whereupon the President declared [H 504](#) passed, title was approved, and the bill ordered returned to the House.

[H 351](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Buckner-Webb. Total - 1.

Total - 35.

Whereupon the President declared [H 351](#) passed, title was approved, and the bill ordered returned to the House.

[H 514](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hagedorn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Brackett, Burgoyne, Davis, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Patrick, Schmidt, Siddoway, Stennett, Thayn, Ward-Engelking, Winder. Total - 26.

NAYS—Bayer, Den Hartog, Guthrie, Nonini, Nuxoll, Rice, Souza, Vick. Total - 8.

Absent and excused—Buckner-Webb. Total - 1.

Total - 35.

Whereupon the President declared [H 514](#) passed, title was approved, and the bill ordered returned to the House.

[H 483](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hagedorn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 32.

NAYS—Anthon, Nonini. Total - 2.

Absent and excused—Buckner-Webb. Total - 1.

Total - 35.

Whereupon the President declared [H 483](#) passed, title was approved, and the bill ordered returned to the House.

[H 372](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Patrick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senators Mortimer and Anthon disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Anthon, Bayer, Brackett, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Lee, Lodge, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Souza, Thayn, Vick, Winder. Total - 20.

NAYS—Bair, Buckner-Webb, Burgoyne, Davis, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Martin, Schmidt, Siddoway, Stennett, Ward-Engelking. Total - 15.

Paired and voting included in roll call:

AYE - Winder

NAY - Buckner-Webb

Total - 35.

Whereupon the President declared [H 372](#) passed, title was approved, and the bill ordered returned to the House.

[H 534](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Siddoway arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking. Total - 33.

NAYS—None.

Absent and excused—Buckner-Webb, Winder. Total - 2.

Total - 35.

Whereupon the President declared [H 534](#) passed, title was approved, and the bill ordered returned to the House.

[H 535](#) was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Hill arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Anthon, Bair, Bayer, Brackett, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder.  
Total - 34.

NAYS—None.

Absent and excused—Buckner-Webb. Total - 1.

Total - 35.

Whereupon the President declared [H 535](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, all Senate bills were placed at the head of the third reading calendar, followed by Senate Finance bills, followed by House bills amended in the Senate, followed by House bills, followed by House Appropriations bills.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

#### **Miscellaneous Business**

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:40 p.m. until the hour of 10 a.m., Wednesday, March 16, 2016.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary